

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
MINUTES OF PUBLIC MEETING
COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
November 17, 2015 - 9:00 A.M.

PRESENT: COMMISSIONER LARRY A. ELLERTSON, CHAIR
COMMISSIONER WILLIAM C. LEE, VICE-CHAIR
COMMISSIONER GREG GRAVES

ALSO PRESENT:

David Shawcroft, Civil Division Chief Deputy Attorney	Lana Jensen, Utah County Personnel Director
Robert J. Moore, Utah County Deputy Attorney	Richard Nielson, Utah County Public Works Director
Paul Jones, Utah County Deputy Attorney	Jeff Smith, Utah County Recorder
Carl Hollan, Utah County Deputy Attorney	Andrea Allen, Utah County Recorder's Office
Bryan E. Thompson, Utah County Clerk/Auditor	James O. Tracy, Utah County Sheriff
Sandy Nielson, Clerk/Auditor's Office - Tax Admin.	Gary Ratcliffe, Utah County Surveyor
Michelle Araujo, Utah County Commission Office	Kim T. Jackson, Utah County Treasurer
Lisa K. Nielson, Utah County Commission Office	Randy D. Edwards, Utah County Veterans Services
Brian Voeks, Utah County Commission Office	Jeanne Gomm, Utah County Arts Board
Peter A. Jeppsen, Utah County Assessor's Office	Mike Stansfield, Fairways Media
Joshua Ivie, Community Development	Renée Caron, Clerk/Auditor Administrative Assistant

Commissioner Ellertson called the meeting to order at 9:11 A.M. and welcomed those present. The following matters were discussed:

PRAYER/READING/THOUGHT: Randy D. Edwards, Utah County Veterans Services

PLEDGE OF ALLEGIANCE: James O. Tracy, Utah County Sheriff

CONSENT AGENDA

1. ADOPT A RESOLUTION APPOINTING LISA K. NIELSON AS THE UTAH COUNTY PURCHASING AGENT

The commissioners requested Consent Agenda Item No. 1 be tabled for discussion later in the agenda.

TABLED

**Please refer to the final page of these minutes for additional notations.*

2. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO THE UTAH COUNTY SURVEYOR'S OFFICE

3. RATIFICATION OF PAYROLL

4. RATIFICATION OF WARRANT REGISTER SUMMARY

Consent Agenda Item Nos. 2, 3, and 4 were approved as written. Commissioner Ellertson recommended the following Regular Agenda items be moved to Consent:

1. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A SUBSCRIPTION AGREEMENT WITH PUBLIC GROUP FOR ACCESS TO THEIR ONLINE CONTRACT MANAGEMENT SITE (Continued from the November 10, 2015 Commission meeting)

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The Board suggested this item be stricken from the agenda.
STRICKEN

ACTIONS TAKEN

Consent Agenda Item No. 1 was **tabled** for further discussion; No. **2** was **adopted**; and Nos. **3** and **4** were **ratified**. **Regular Agenda Item No. 1** was **stricken** from the agenda.

RESOLUTION NO.: 2015-142

REGULAR AGENDA

2. ADOPT A RESOLUTION AMENDING THE UTAH COUNTY FACILITY USE POLICY, INCLUDING POLICIES REGARDING AMUSEMENT RIDES AND HORSE TRIPPING, AS WELL AS VARIOUS MINOR CHANGES AND UPDATES *(Continued from the November 3, 2015 Commission meeting)*

Utah County Public Works Director Richard Nielson approached the bench with Utah County Deputy Attorney Carl Hollan. When Commissioner Lee asked whether the proposed closing time for parks is remaining at 10:00 P.M., Mr. Nielson noted there have actually been signs posted for years indicating that is the current practice. Commissioner Ellertson commented on the county Equestrian Park, and Mr. Nielson spoke about use permits. The Board discussed use of the rotunda in the Historic Courthouse for high school dances, with Mr. Hollan mentioning that three applications have already been received for this school year. The commissioners suggested that the policy specify dancing versus dances at organized events to minimize confusion.

Commissioner Graves made the motion to adopt the resolution amending the Utah County Facility Use Policy with the changes as discussed in Regular Agenda Item No. 2. The motion was seconded by Commissioner Lee and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

APPROVED WITH CHANGES
RESOLUTION NO. 2015-143
POLICY NO. 2015-2

At this point, the commissioners determined which closed meetings would be necessary to set and which could be stricken from the Regular Agenda.

4. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION (Suggested for today's date, at this location, following the completion of the Regular Agenda and Work Session Agenda items) (Announce the vote of each commissioner)

STRICKEN

6. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY, WATER RIGHTS, OR WATERSHARES, PREVIOUSLY PUBLICLY NOTICED FOR SALE (Suggested for today's date, at this location, following the completion of the Regular Agenda and Work Session Agenda items) (Announce the vote of each commissioner)

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STRICKEN

Commissioner Graves made the motion to strike Regular Agenda Item Nos. 4 and 6 to set dates, times, and locations for closed meetings for a strategy session to discuss pending or reasonably imminent litigation; and for a strategy session to discuss the sale of real property, water rights, or water shares. The motion was seconded by Commissioner Lee and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

3. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS (Suggested for today's date, at this location, following the completion of the Regular Agenda and Work Session Agenda items) (Announce the vote of each commissioner)

Commissioner Graves made the motion to set a date, time and location for a closed meeting to discuss the character, professional competence, or physical or mental health of an individual or individuals to follow the Regular Agenda items today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Lee and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

SET

5. APPROVE AND SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY, WATER RIGHTS, OR WATER SHARES (Suggested for today's date, at this location, following the completion of the Regular Agenda and Work Session Agenda items) (Announce the vote of each commissioner)

Commissioner Graves made the motion to set a date, time and location for a closed meeting for a strategy session to discuss the purchase, exchange, or lease of real property, water rights, or water shares, previously publicly noticed for sale to follow the Regular Agenda items today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Lee and carried with the following vote:

AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None

SET

WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

PUBLIC COMMENTS

Jeanne Gomm of the Utah County Art Board came forward, stating she is ‘checking in’ since it has been approximately one year since their last meeting with the commissioners. The annual Art Board contract with Utah County has been confirmed, and Ms. Gomm asked the commissioners to remember the arts if there is ever an opportunity with extra funds in the budget. She pointed out the Art Board has recently been designated a non-profit 501(C)3 entity, which will make it easier to accept donations. Ms. Gomm talked about the Valentine’s Gala taking place on February 13, 2016 in the Historic Courthouse; it will include dinner, dancing, entertainment, and an auction. She asked the commissioners to let her know of any influential people that would be interested in an invitation to the event.

Jeanne Gomm went on to note the Utah County Art Board goal of having a secure gallery. While they love having the hallways in the County Health and Justice Building, the facilities do not allow for any three-dimensional art. She hopes there will be an available room or building in the future. Ms. Gomm ended her comments by stating the Art Board is still here, still engaged, and still appreciative of the county’s support.

This concluded discussion of most scheduled agenda items, and the meeting recessed at 9:26 A.M. to go into closed sessions. The public meeting reconvened at 10:32 A.M., and the commissioners returned to previously tabled Consent Agenda Item No. 1 for discussion.

CONSENT AGENDA

1. ADOPT A RESOLUTION APPOINTING LISA K. NIELSON AS THE UTAH COUNTY PURCHASING AGENT

The commissioners clarified that the motion to adopt the resolution would be worded differently than the current draft. Commissioner Greg Graves should be specified as “a” purchasing agent, not “the” purchasing agent, with delegation powers on a limited-term basis. Commissioner Lee added that this would be in effect until a Purchasing Agent is hired, and Utah County Civil Division Chief Deputy Attorney David Shawcroft suggested including a note that this appointment does not change the Utah County Staffing Plan.

Commissioner Graves made the motion to adopt the resolution appointing Commissioner Greg Graves as a Purchasing Agent as detailed in Consent Agenda Item No. 1, with the changes as outlined. The motion was seconded by Commissioner Lee and carried with the following vote:

**AYE: Larry A. Ellertson
William C. Lee
Greg Graves
NAY: None**

APPROVED WITH CHANGES

**Please refer to the final page of these minutes for additional notations.*

This concluded the open meeting.

Commissioner Lee made the motion to adjourn the November 17, 2015 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Graves and carried with the following vote:

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**AYE: Larry A. Ellertson
William C. Lee
Greg Graves**
NAY: None

There being no further business nor public comment, the meeting adjourned at 10:34 A.M. The minutes of the November 17, 2015 Commission meeting were approved as transcribed on December 22, 2015.

LARRY A. ELLERTSON, Commission Chair

ATTEST:

BRYAN E. THOMPSON
Utah County Clerk/Auditor

***Consent Agenda Item No. 1:**

The commissioners removed Regular Agenda Item No. 1 from the table following closed meetings, and voted unanimously to adopt a resolution appointing a Utah County Purchasing Agent with changes as discussed.

Copies available on the Utah County website at www.utahcounty.gov
Recorded by Renée Huggins-Caron, Clerk/Auditor Administrative Assistant